

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CAMEO LOREE GARRETT,

Petitioner,

v.

STATE OF CALIFORNIA, et al.,

Respondents.

No. 2:21-cv-01838 DB P

ORDER AND FINDINGS AND
RECOMMENDATIONS

Petitioner, an inmate at Amador County Jail proceeding pro se, has filed this application for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. By order dated February 22, 2022, the court ordered plaintiff to submit a completed affidavit requesting to proceed in forma pauperis or pay the filing fee for this action. (ECF No. 6.) Plaintiff was given thirty days to file the required affidavit or pay the filing fee. (*Id.* at 1.) Plaintiff was warned that failure to abide by the court's order would result in a recommendation that this action be dismissed. (*Id.*)

Thirty days have passed. Plaintiff has not filed a request to proceed in forma pauperis, requested additional time to file an application, paid the filing fee, or otherwise responded to the court's order. Accordingly, the court will recommend that this action be dismissed for failure to prosecute and failure to comply with court orders.

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For the reasons state above, the Clerk of the Court is ORDERED to randomly assign a district judge to this action.

IT IS HEREBY RECOMMENDED that this action be dismissed without prejudice. See Local Rule 110; Fed. R. Civ. P. 41(b).

These findings and recommendations are submitted to the United States District Judge assigned to the case, pursuant to the provisions of 28 U.S.C. § 636(b)(1). Within thirty days after being served with these findings and recommendations, plaintiff may file written objections with the court and serve a copy on all parties. Such a document should be captioned "Objections to Magistrate Judge's Findings and Recommendations." Plaintiff is advised that failure to file objections within the specified time may waive the right to appeal the District Court's order.

Martinez v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

DATED: May 27, 2022


DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

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